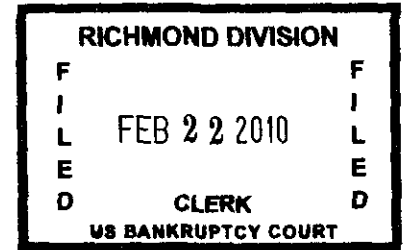


BRUCE SENATOR F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, Ca.
93403-8103



UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT of VIRGINIA
Richmond Division

IN RE:	CHAPTER 11
Circuit City Stores, Inc. et al,	No. 08-35653 (KRH)
Debtors	
	REQUEST TO RECONSIDER THE
BRUCE SENATOR	JANUARY 23, 2010 ORDER ON
Creditor and Objector	DEBTORS' SIXTIETH OMNIBUS
	OBJECTION TO CLAIMS

Creditor and Objector BRUCE SENATOR ("SENATOR") requests the court to review the evidence and filings put forth (EXHIBITS: A and B) and reconsider its JANUARY 23, 2010 ORDER ON DEBTORS' SIXTIETH OMNIBUS OBJECTION TO CLAIMS (ATTACHMENT: 1) as the basis for disallowance of SENATOR's CLAIM No. 13082

- (a) Allows debtor and debtors counsel to benefit from fraud and deceit,
- (b) Acts to restate law, holding creditor SENATOR at-harm for debtors' and counsels' actions.

FACTUAL BACKGROUND

From studying EXHIBIT: A, SENATOR'S FILING "OBJECTIONS TO THE 'PLAN' FOR CLAIM 13082" and from studying EXHIBIT: B, SENATOR'S FILING "OPPOSITION TO DEBTORS' SIXTIETH OMNIBUS OBJECTION REGARDING CLAIM 13082" we find:

- (a) SENATOR purchased product from debtor in August - Sept 2006, paying in full and to receive a \$150.00 rebate thereafter, Thus being a SECURED, PRIORITY DEBT.
- (b) SENATOR was subsequently, in an unrelated matter, incarcerated Sept 25, 2006 and remains so to this date
- (c) Debtor did issue the \$150 rebate check, but put a "VOID 90 days after issue" expiration, in violation of the initial contractual agreement which did not indicate a rebate check would expire.
- (d) Upon Learning of debtors bankruptcy filing via the custodial authority television, SENATOR wrote to debtor seeking information allowing filing of a claim. Debtor and debtors' counsel REPEATEDLY FAILED TO REPLY.

(e) Debtor, having full knowledge of SENATOR's potential claim, failed to list SENATOR as a creditor or potential creditor in its bankruptcy filings.

(f) Only after months of letter writing to various bankruptcy courts was SENATOR able to track down the case information, obtain claim forms and file a claim.

However, due to fraud and delaying tactics by debtor, SENATOR's filing was technically late.

MISFEASANCE OF JUSTICE WILL RESULT

SENATOR's claim must be GRANTED FULL RELIEF FROM TECHNICAL DEFAULT due to:

- (a) SENATOR was diligent
- (b) SENATOR's actions bear no fault
- (c) Debtors and debtors counsels' actions are AT-FAULT.

WHEREFORE, creditor requests the court to fully reconsider and reverse its January 23, 2010 ORDER as to not include SENATOR's Claim No. 13082.

SENATOR also requests any other and further relief in the interests of justice.

VERIFIED TRUE & CORRECT UNDER PENALTY OF PERJURY.

FEB. 10, 2010

Bruce Senator
BRUCE SENATOR

ATTACHMENT: 1

ATTACHMENT: 1

Gregg M. Galardi, Esq.
Ian S. Fredericks, Esq.
SKADDEN, ARPS, SLATE, MEAGHER &
FLOM, LLP
One Rodney Square
PO Box 636
Wilmington, Delaware 19899-0636
(302) 651-3000

Dion W. Hayes (VSB No. 34304)
Douglas M. Foley (VSB No. 34364)
MCGUIREWOODS LLP
One James Center
901 E. Cary Street
Richmond, Virginia 23219
(804) 775-1000

- and -

Chris L. Dickerson, Esq.
SKADDEN, ARPS, SLATE, MEAGHER &
FLOM, LLP
155 North Wacker Drive
Chicago, Illinois 60606
(312) 407-0700

Counsel to the Debtors and
Debtors in Possession

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

- - - - - x
In re: : Chapter 11
:
CIRCUIT CITY STORES, INC., : Case No. 08-35653 (KRH)
et al., :
:
Debtors. : Jointly Administered
- - - - - x

**ORDER ON DEBTORS' SIXTIETH OMNIBUS OBJECTION
TO CLAIMS (DISALLOWANCE OF CERTAIN (I) NO LIABILITY (LEGAL
CLAIMS); (II) NO LIABILITY (MISCELLANEOUS CLAIMS); AND
(III) NO LIABILITY (SUBCONTRACTOR CLAIMS))**

THIS MATTER having come before the Court on the
Debtors' Sixtieth Omnibus Objection to Claims (Disallowance
of Certain (I) No Liability (Legal Claims); (II) No
Liability (Miscellaneous Claims); and (III) No Liability
(Subcontractor Claims)) (the "Objection"), which requested,

4. The Debtors' rights to object to any claim, including (without limitation) the Claims, on any grounds that applicable law permits are not waived and are expressly reserved.

5. The Debtors shall serve a copy of this Order on the claimants included on the exhibits to this Order on or before five (5) business days from the entry of this Order.

6. This Court shall retain jurisdiction to hear and determine all matters arising from or relating to this Order.

Dated: Richmond, Virginia
Jan 23 2010, 2010

/s/ Kevin R. Huennekens
HONORABLE KEVIN R. HUENNEKENS
UNITED STATES BANKRUPTCY JUDGE

Entered on docket: Jan 26 2010

In re: Circuit City Stores, Inc, et al.

Document Page 8 of 49

Case No. 08-35653-KRH

Debtors' Sixtieth Omnibus Objection to Claims (Disallowance
Of Certain Liability Miscellaneous Claims) - Adjourned

EXHIBIT B

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER	ASSERTED CLAIM AMOUNT *	DATE FILED	DOCKETED DEBTOR
BRUCE DAVIS 76 WEBWOOD CIR ROCHESTER, NY 14626	13286	Secured: Priority: Administrative \$250.00 503(b)(9): Unsecured: Reclamation: Total: \$250.00	06/08/2009	CIRCUIT CITY STORES, INC. (08-35653)
BRUCE SENATOR BRUCE SENATOR F 99302 CALIFORNIA MENS COLONY PO BOX 8103 SAN LUIS OBISPO, CA 93403-8103	13082	Secured: Priority: \$150.00 Administrative 503(b)(9): Unsecured: Reclamation: Total: \$150.00	05/29/2009	CIRCUIT CITY STORES, INC. (08-35653)
OHIO BUREAU OF WORKERS COMPENSATION LEGAL DIVISION BANKRUPTCY UNIT PO BOX 15567 COLUMBUS, OH 43215-0567	13646	Secured: Priority: Administrative \$2,442.43 503(b)(9): Unsecured: Reclamation: Total: \$2,442.43	06/26/2009	CIRCUIT CITY STORES, INC. (08-35653)
PATRICIA JOHNSON 2680 BELL HURST DR DUNEDIN, FL 34698	13035	Secured: Priority: Administrative 503(b)(9): Unsecured: \$799.99 Reclamation: Total: \$799.99	05/13/2009	CIRCUIT CITY STORES, INC. (08-35653)
PUBLIC COMPANY ACCOUNTING OVERSIGHT BOARD ATTN NINA MOJIRI AZAD OR MARY PETERS 1666 K STREET NW BALTIMORE, MD 20006	14216	Secured: Priority: Administrative \$4,700.00 503(b)(9): Unsecured: Reclamation: Total: \$4,700.00	07/01/2009	CIRCUIT CITY STORES, INC. (08-35653)

* "UNL" denotes an unliquidated claim.

EXHIBIT: A.

EXHIBIT: A

BRUCE SENATOR F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, Ca.
93403-8103

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

IN RE:

CHAPTER 11

Circuit City Stores, Inc. et al, No. 08-35653 (KRH)
Debtors

BRUCE SENATOR,
Objector

OBJECTIONS TO THE "PLAN"
FOR CLAIM 13082

HEARING DATE: Nov 23, 2009

TIME: 10:00 A.M.

JUDGE: KEVIN HUENNEKENS

CLAIMANT AND CREDITOR BRUCE SENATOR having
surviving claim No. 13082 in the amount of \$150,
does hereby object to what appears to be clear
error in application of the "PLAN" to claim No 13082.

BRUCE SENATOR's claim arises out of the purchase
of product (laptop computer) in Sept. 2006 from the
debtor Circuit City Stores, Inc., and thus a priority claim

In the product purchase initial payment was made IN FULL, with a \$150 rebate to be paid back. The initial rebate check for \$150 was received in 2006. However it contained a '90-day expiration period' and became VOID after 90 days requiring issuance of a new rebate check.

[NOTE: Upon purchase of the product, nowhere in the sales agreement contract were there any provisions allowing an expiration period on the rebate check. And since the sale was made in California, it is California contract law that governs, not the State of Virginia, or otherwise]

As claimant was incarcerated and unable to personally deposit or cash the check, after initial expiration a new rebate check was issued April 2, 2007. However it also expired after 90 days. Prior and later attempts to have the rebate check issued to "BRUCE SENATOR IN CARE OF NANCY LEE so that NANCY LEE could cash or deposit the check, went fully unresponded to by debtor. (Debtor kept the \$150).

But irregardless of any rebate check expiring or timing-out, the DEBT is:

- (a) A priority debt.
- (b) A secured debt, secured by the \$150 I paid to the debtor in Sept. 2006.

Thus Claim No. 13082, going back to Sept 2006, long before any bankruptcy 'talk' let alone filing, is both a Priority and a Secured Claim/Debt.

The entire \$150 rebate debt must be paid to claimant, and the payment made as follows:

BRUCE SENATOR

IN CARE OF NANCY LEE

10502 LAMPSON AVE

GARDEN GROVE, CA 92840

If the debtor wrote the rebate check and did not have funds to cover it, or if the debtor failed to reissue the check in an attempt to evade payment, both enter civil and importantly criminal violations of California statutory law. As the transactions took place in multi-state venues, we also have violations of federal criminal law.

Attachment: I is a recent motion put before this court. In the motion are a series of letters to debtor, and to debtor's counsel which are evidence of an INTENT to defraud and INTENT to obstruct justice before this court.

For an extended period of time, both prior to the bankruptcy filing and after filing, whether via debtors or their counsel, continual efforts to evade responsibility (criminal efforts) have been employed.

But still, claimant is due payment in full for a debt which is:

- (a) A priority debt
- (b) A secured debt.

Any part of the "Plan" which calls for anything less than payment in full for Claim No 13082, is objected to.

[Note: The plethora of convoluted notices issued by debtors and creditors counsel do little to "clear the air"]

VERIFIED TRUE & CORRECT UNDER PENALTY OF PERJURY:

Oct 12, 2009

Bruce Senador

BRUCE SENADOR

F-99302

ATTACHMENT: 1

ATTACHMENT: 1

Bruce Senator F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, CA 93403-8103

UNITED STATES BANKRUPTCY COURT
Eastern District of Virginia
Richmond Division

IN RE: : No. 08-35653-KRH
CIRCUIT CITY STORES, INC., ;
BRUCE SENATOR : BRUCE SENATOR'S MOTION TO BE PAID
: THE \$150 DUE AS HE IS ENTITLED TO
Creditor & Moving Party : PRIORITY UNDER 11 U.S.C. §507(a)(7)

BRUCE SENATOR filed a claim to be paid the \$150.00 due him from a product purchase rebate, due from way back in the summer of 2006. This was far before the debtor filed for bankruptcy. (EXHIBIT: A).

SENATOR did receive notice of "PROOF OF CLAIM CONFIRMATION" receiving two (2) claim numbers: 13082 and 13413. (EXHIBIT: B). *There is also a non-noticed claim, #13575. 13575 and 13413 are duplicates.*

In the past few months SENATOR has received several notices from this court in which it appears other creditors have received payments; creditors which do not appear to have priority status.

SENATOR is due \$150.00. Since the debtor has engaged in fraudulent deceit, ... refusing for many months to even provide SENATOR with the case information so he could file his claim, clearly the debtor and their counsel should be assessed SANCTIONS in addition to SENATOR being awarded INTEREST on the \$150.00 from Sept. 1, 2006, *some three (3) years ago.*

In any event, SENATOR would like this court to order that SENATOR be PAID his PRIORITY CLAIM immediately if not sooner, and if not, to have a concrete explanation as to WHY, and WHEN it may be resolved.

VERIFIED TRUE AND CORRECT UNDER PENALTY OF PERJURY:
August 24, 2009

Bruce Senator
Bruce Senator F-99302

SENATOR

EXHIBIT

EXHIBIT

EXHIBIT

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EXHIBIT: *A*

Proof of CLAIM

5-18-2009

EXHIBIT: A

EXHIBIT - EXHIBIT - EXHIBIT - EXHIBIT - EXHIBIT - EXHIBIT - EXHIBIT

B 10 (Official Form 10) (12/08)

UNITED STATES BANKRUPTCY COURT		PROOF OF CLAIM
Name of Debtor: <u>CIRCUIT CITY STORES, INC.</u>		Case Number: <u>08-35653-KRH</u>
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): <u>BRUCE SENATOR</u>		<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim. Court Claim Number: _____ (If known) Filed on: _____
Name and address where notices should be sent: <u>BRUCE SENATOR F-99302</u> <u>California Men's Colony</u> <u>P.O. Box 8103</u> Telephone number: <u>San Luis Obispo, Ca, 93403-8103</u>		
Name and address where payment should be sent (if different from above): <u>BRUCE SENATOR</u> <u>C/O NANCY LEE</u> <u>10502 Lampion Ave.</u> Telephone number: <u>Garden Grove, Ca, 92840</u>		
1. Amount of Claim as of Date Case Filed: \$ <u>150.00</u> If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4. If all or part of your claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.		5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount. Specify the priority of the claim. <input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier – 11 U.S.C. §507 (a)(4). <input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. §507 (a)(5). <input checked="" type="checkbox"/> Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. §507 (a)(7). <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. §507 (a)(8). <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. §507 (a)(). Amount entitled to priority: \$ _____ <small>*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</small>
2. Basis for Claim: <u>REBATE CHECK FOR GOODS PURCHASED, EXPIRED</u> (See instruction #2 on reverse side.)		
3. Last four digits of any number by which creditor identifies debtor: _____ 3a. Debtor may have scheduled account as: _____ (See instruction #3a on reverse side.)		
4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: Value of Property: \$ _____ Annual Interest Rate _____ % Amount of arrearage and other charges as of time case filed included in secured claim, if any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____		
6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim. 7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:		FOR COURT USE ONLY
Date: <u>5-18-2009</u> Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any. <u>BRUCE SENATOR</u> <u>5-18-2009 Bruce Senator Bruce Senator</u>		

MC-030

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): BRUCE SENATOR F-99302 California Men's Colony P.O. Box 8103 San Luis Obispo, Ca. 93403-8103 TELEPHONE NO.: FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): BRUCE SENATOR IN PRO PER		FOR COURT USE ONLY
UNITED STATES BANKRUPTCY COURT STREET ADDRESS: 701 E. BROAD ST., Suite 4000 MAILING ADDRESS: CITY AND ZIP CODE: Richmond, Va. 23219-1888 BRANCH NAME: Eastern District of Virginia		
PLAINTIFF/PETITIONER: IN RE CIRCUIT CITY STORES, INC. DEFENDANT/RESPONDENT:		
DECLARATION		CASE NUMBER: 08-35653-KRH

Circuit City Stores, Inc. filed its petition Nov. 10, 2008.
The attached letters go back prior to that time, and a copy of
the \$150 [expired] rebate check goes back to 04/02/07 [2007].

Circuit City has refused for over two years now to reverse
the expired check. Circuit City has refused to list me as a
creditor, nor to even respond to my inquiries and demands.

11

As their actions are an attempt to defraud, and as my
rebate came well over one-year prior to bankruptcy, their
fraud means I must be paid all \$150. Not a penny less.

I had to track down the case by writing to multiple federal
bankruptcy courts. I DEMAND PAYMENT IN FULL.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: May 18, 2009

BRUCE SENATOR

(TYPE OR PRINT NAME)

Bruce Senator

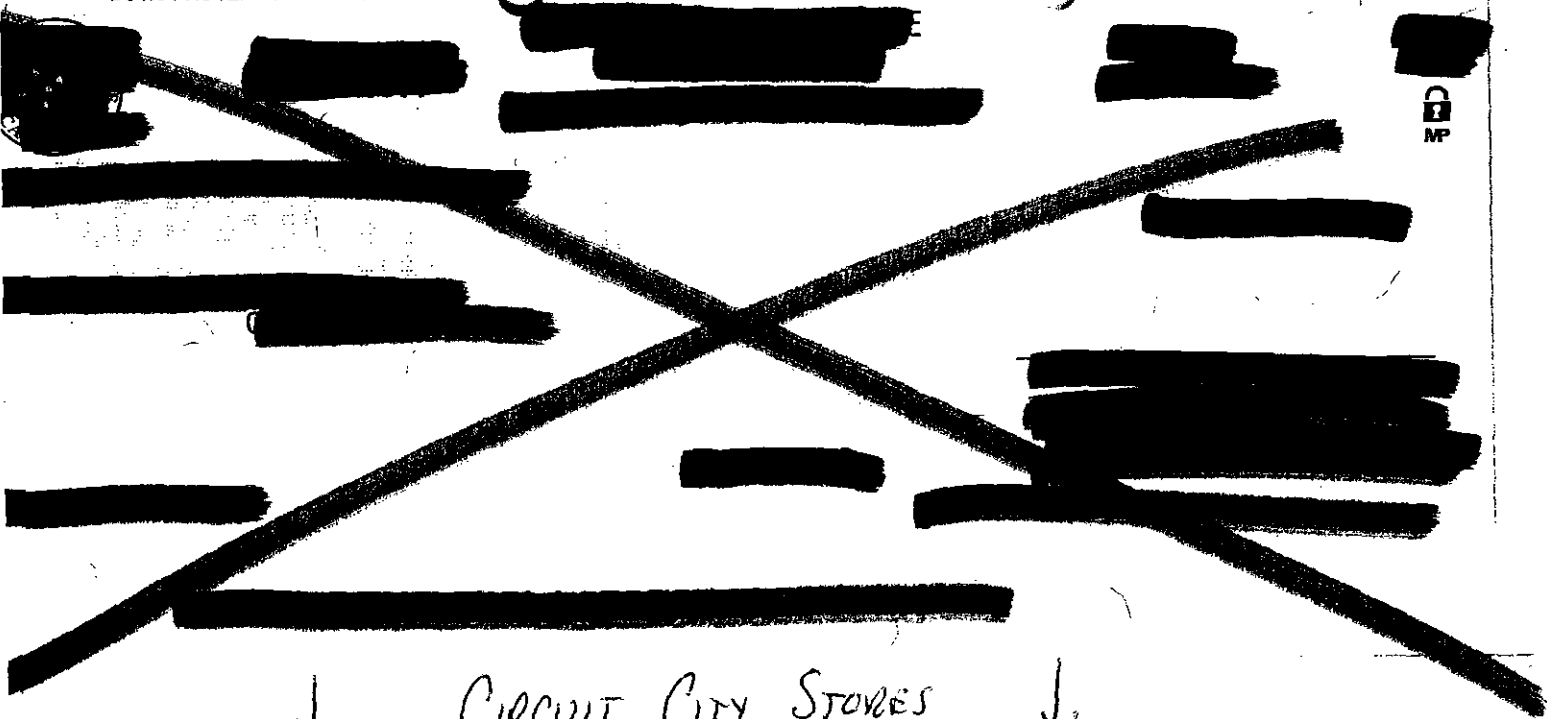
Bruce Senator

(SIGNATURE OF DECLARANT)

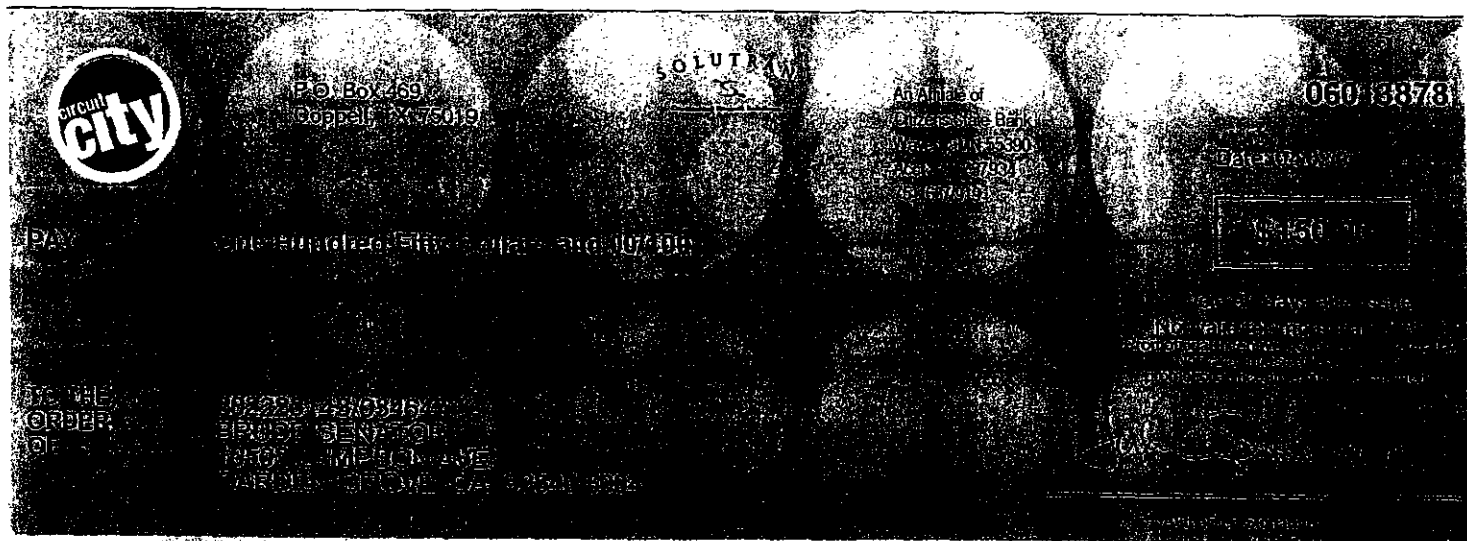
☐ Attorney for ☐ Plaintiff ☐ Petitioner ☐ Defendant
☐ Respondent ☒ Other (Specify): Creditor

DO NOT ACCEPT THIS CHECK UNLESS YOU CAN SEE A TRUE WATERMARK - HOLD UP TO LIGHT TO

"SAFE" AND "VERIFY FIRST"



↓ Circuit City Stores ↓
check



06013878 091916873 737934

Never cashed.
Just found them
recently

May 11, 2009

Bruce Senator F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, CA 93403-8103

LEGAL COUNSEL

- **BANKRUPTCY ACTION**

Circuit City Stores, Inc.
9954 Mayland Drive
Richmond, VA 23233

RE: REBATE CHECK From Back In The Year 2006

Check #: 06013878
Amount: \$150.00
Other Info: 202223143 / 134647

Dear Counsel,

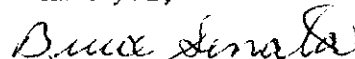
As I had not heard a word from you I started writing letters to the various federal bankruptcy courts. Finally I was advised by the court in Delaware that your action is filed in Richmond, VA. I have now written to that court seeking forms to file (1) A Creditor Claim, and (2) A Bankruptcy Fraud Claim.

You were STUPID to think I would let you slide by without paying me the \$150.00 you still owe me.

Now, with the FRAUD action I will file, you will NOT be able to get away with paying anything less than the full \$150.

As soon as the clerk of the court responds I will file my action for the claim and the fraud. STUPID!

Thank you,



Bruce Senator

January 17, 2009

Bruce Senator F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, CA 93403-0183

LEGAL COUNSEL

Circuit City Stores, Inc.
9954 Mayland Drive
Richmond, VA 23233

RE: REBATE CHECK From Back In The Year 2006
Check #: 06013878
Amount: \$150.00
Other Info: 202223143 / 134647

Dear Legal Counsel,

Attached are copies of letters dated 10/8/2008, 9/3/2008, and 8/2/2008 along with a xerox of the \$150 rebate check in question. The initial check was issued in 2006. I purchased an ACER laptop computer from one of your stores in the San Fernando Valley, possibly in the City of Burbank, in August 2006 or Sept 2006. Shortly afterwards I was arrested and in the end run went to state prison.

The check was reissued to my friend's address in Garden Grove, Calif. as at that time I was in Orange County Jail. Unfortunately, my friend did not deposit the check and that is the status currently.

The \$150 rebate is due, and was due prior to your initial bankruptcy filing and recent decision to liquidate. I have tried to have it reissued but to no avail. Since your offices have not responded, this falls under the FRAUD statutes and thus bankruptcy would not cover you in this instance.

I need to know if you have me listed as a CREDITOR in the bankruptcy filing. If yes, why have I not been served. It comes down to this, either serve me as a CREDITOR or pay me the \$150. Otherwise, I will file a breach of contract/fraud civil suit in California.

Thank you,


Bruce Senator

BRUCE SENATOR F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, Ca. 93403-8103

10/8/2008

Circuit City

-ATTN: REBATES

P.O. Box 469

Coppell, TX 75019

RE: CHECK #: 06013878

Amnt: \$150.00

OTHER INFO: 202223143 / 034640.

Ladies and Gentlemen,

On 8-12-2008 I sent a letter to my friend
NANCY LEE to mail to you (copy attached). On
9-3-2008 I wrote inquiring as to if you reissued
the \$150 rebate check (copy attached).

Failure to reissue the check will result in
a civil suit; an unnecessary but costly civil suit.
Bankruptcy will not evade liability as the
issue of fraudulent evasion is not protected.

Please reissue as requested to:

BRUCE SENATOR

c/o NANCY LEE

10502 Lampson Ave.

Garden Grove, Ca.

92840-5004

Thank You

Bruce Senator

BRUCE SENATOR F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, CA 93403-8103

9-3-2008

CIRCUIT CITY

- ATTN: REBATES

P.O. Box 469

Coppell, TX 75019

RE: CHECK #: 06013878

AMOUNT: \$150.00

OTHER INFO: 202223143 / 034647

Ladies and Gentlemen,

Attached is a copy of a letter I mailed to my friend NANCY LEE which was to be forwarded to you for reissuance of the \$150 check. (A copy of which is attached).

Have you reissued the check? It should be pretty easy to Void-Out, Stop, etc and reissue ... mailing directly to: NANCY LEE

10502 LAMPSON AVE

GARDEN GROVE, CA

92840

Thank You
Bruce Senator

BRUCE SENATE
C/O NANCY LEE
10502 LAMPSON AVE
GARDEN GROVE, CA 92840

8-12-2008

CREDIT CARD

- ATTN: REBATE CHECKS

P.O. Box 469

Coppell, TX 75019

RE: Check #: 06013878

Amount: \$150.00

OTHER INFO: 202223143/034697

Ladies and Gentlemen,

The enclosed check for a \$150 rebate was
misplaced, being issued 04/02/07.

It states "Void 90 days after issue."

Please return as follows:

BRUCE SENATE

C/O NANCY LEE

10502 LAMPSON AVE

GARDEN GROVE, CA 92840

Thank You
Bruce Senate

VERIFICATION - 446, 2015.5 C.C.P.)

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

I, the party of the above entitled actions, a citizen of the United States, over the age of eighteen years and a resident of San Luis Obispo County. My current address is:

BRUCE SENATOR CDCR No.: F-99302
California Men's Colony-West
P.O. Box 8103 / Unit 4 Dorm 23 Bed 254
San Luis Obispo, California 93403-8103

I CERTIFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.
EXECUTED ON 5-18-09 AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.

PETITIONER (Signature)

MODE OF SERVICE BY MAIL

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

I, the party of the above entitled actions, am a citizen of the United States, over the age of eighteen years and a resident of San Luis Obispo County. My current address is:

BRUCE SENATOR CDCR No.: F-99302
California Men's Colony-West
P.O. Box 8103 / Unit 4 Dorm 23 Bed 254
San Luis Obispo, California 93403-8103

May 19, 2009 I SERVED THE WITHIN Proof of Claim;
DECLARATIONS;
THE PARTY: ATTACHMENTS

SAID ACTION, BY PLACING A TRUE COPY THEREOF IN A SEALED ENVELOPE WITH POSTAGE THEREON
PREPAID, IN THE UNITED STATES MAIL AT CALIFORNIA MEN'S COLONY, SAN LUIS OBISPO, CA 93403-8103,
ADDRESS AS FOLLOWS:

U.S. Bankruptcy Court 201 E. Broad St. #4000 Richmond, Va. 23219

Circuit City Claims Processing c/o Kuntzman Cannon Consultants LLC
2335 Alaska Ave. El Segundo, Ca. 90245
Gregg M. Galardi SKADDEN ARPS SLATE MEAGHER & FLEM LLP
One Rodney Sq. P.O. Box 636 Wilmington, DE 19899

I CERTIFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.
EXECUTED ON 5-19-2009 AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.

Bruce Senator
DECLARANT (Signature)

SENATOR

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

EXHIBIT

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EXHIBIT

EXHIBIT: B

PROOF OF CLAIM

CONFIRMATION

S-27-2009 #13413

S-29-2009 #13082

EXHIBIT: B

EXHIBIT - EXHIBIT - EXHIBIT - EXHIBIT - EXHIBIT - EXHIBIT - EXHIBIT

Circuit City Stores, Claims Processing
c/o Kurtzman Carson Consultants LLC
2335 Alaska Ave
El Segundo, CA 90245

FIRST CLASS
US POSTAGE PAID
EL SEGUNDO CA
PERMIT NO. 45049

Bruce Senator
Bruce Senator F 99302
California Mens Colony
PO Box 8103
San Luis Obispo, CA 93403-8103

PROOF OF CLAIM CONFIRMATION

Your proof of claim filed against Circuit City Stores, Inc.,
case no 08-35653 was received on 5/29/2009
and assigned claim number 13082

For more information, please visit www.kccllc.net/circuitcity or call 1-866-381-9100

Circuit City Stores, Claims Processing
c/o Kurtzman Carson Consultants LLC
2335 Alaska Ave
El Segundo, CA 90245

FIRST CLASS
US POSTAGE PAID
EL SEGUNDO CA
PERMIT NO. 45049

Bruce Senator
Bruce Senator F 99302
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PO Box 8103
San Luis Obispo, CA 93403-8103

PROOF OF CLAIM CONFIRMATION

Your proof of claim filed against Circuit City Stores, Inc.,
case no 08-35653 was received on 5/27/2009
and assigned claim number 13413

For more information, please visit www.kccllc.net/circuitcity or call 1-866-381-9100

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

I am the party of the above entitle actions, a citizen of the United States, over the age of eighteen years and a resident of San Luis Obispo County. My current address is:

Bruce Senator CDCR No.: F 99302
California Men's Colony - West
P.O. Box 8103 / Unit 4 Dorm 23 Bed 25 L
San Luis Obispo, California 93403-8103

I CERTIFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT. EXECUTED ON 8/24/09, AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.

Bruce Senator
PETITIONER (Signature)

PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

I am not the party of the above entitle actions, a citizen of the United States, over the age of eighteen years and a resident of San Luis Obispo County. My current address is:

ON Aug. 27, 2009 I SERVED THE DOCUMENT BRUCE SENATOR'S MOTION TO BE PAID
THE \$150 DUE AS HE IS ENTITLED TO PRIORITY UNDER 11 U.S.C. §507(a)(7)

IN SAID ACTION, BY PLACING A TRUE COPY THEREOF IN A SEALED ENVELOPE WITH POSTAGE THEREON PREPAID, IN THE UNITED STATES MAIL AT CALIFORNIA MEN'S COLONY, SAN LUIS OBISPO, CA 93403-8103, ADDRESS AS FOLLOWS: Clerk of the Bankruptcy Court

United States Bankruptcy Court Eastern District of California

701 East Broad Street Richmond, VA 23219

Gregg M. Galardi Skadden, Arps, Slate, Meagher & Flom LLP (Counsel for Circuit City Stores)

One Rodney Square P.O. Box 636 Wilmington, DE 19890

Circuit City Claims Processor c/o Kurtzman Carson Consultants LLC

2335 Alaska Ave. El Segundo, CA 90245

I CERTIFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT. EXECUTED ON 8/27/09, AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.

Bruce Senator
DECLARANT (Signature)

VERIFICATION

I am a party of the above entitled action, or a next-friend petitioner, and over the age of eighteen years. My current address of residence is:

Name: BRUCE SENATOR CDCR #: F-99302
Facility: California Men's Colony
Address: P.O. Box 8103
San Luis Obispo, Ca. Zip Code: 93403 - 8103

I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT UPON KNOWLEDGE AND BELIEF:

EXECUTED ON Oct. 12, 2009, AT San Luis Obispo, Ca.
(date) (location)

BRUCE SENATOR
(print name)

Bruce Senator
(signature)

PROOF OF SERVICE BY MAIL

I ☒ AM / ☐ AM NOT a party of the above entitled action, and over the age of eighteen years. My current address of residence is:

Name: BRUCE SENATOR CDCR #: F-99302
Facility: California Men's Colony
Address: P.O. Box 8103
San Luis Obispo, Ca. Zip Code 93403 - 8103

On Oct. 16, 2009 I SERVED VIA U.S. MAIL THE FOLLOWING:

OBJECTIONS TO THE "PLAN" FOR Claim 13082

IN SAID ACTION BY PLACING A TRUE COPY/COPIES IN A SEALED ENVELOPE, WITH POSTAGE PREPAID, UPON THE FOLLOWING PARTIES, INTERESTED PARTIES, REAL PARTIES IN INTEREST:

- ① Honorable KEVIN HUENNEKENS United States Bankruptcy Court Eastern Dist. of Virginia
701 E. Broad St. Rm. 5000 Richmond, Va. 23219
- ② Circuit City Stores, Inc. P.O. Box 5695 Glen Allen, Va. 23058-5695 (ATTN: MICHELLE MAYER)
- ③ SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP One Rodney Square P.O. Box 636
Wilmington, DE 19899-636 (ATTN: Greg M. Galardi and Jan S. Fredericks)
- ④ SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP 155 N. Wacker Dr. Chicago, IL 60606
(ATTN: Chmi L. Ockerson and Terence S. Kumar)
- ⑤ McGuire Woods LLP One James Center 901 E. Cary St. Richmond, Va. 23219
(ATTN: Douglas M. Foley and Sarah B. Boehm)
- ⑥ PACHULSKI STANG ZIEHL & JONES LLP 10100 Santa Monica Blvd. 11th Fl. Los Angeles, Ca. 90067
(ATTN: Jeffrey N. Pomerantz and Stanley E. Goldich)
- ⑦ PACHULSKI STANG ZIEHL & JONES LLP 780 Third Ave 36th Fl. New York, NY 10017
(ATTN: Robert J. Feinstein)

** ☒ SEE FOLLOWING PAGE(S) FOR ADDITIONAL SERVICE **

VERIFIED TRUE AND CORRECT UNDER PENALTY OF PERJURY: Oct. 16, 2009

Bruce Senator
(SIGNATURE OF DECLARANT)

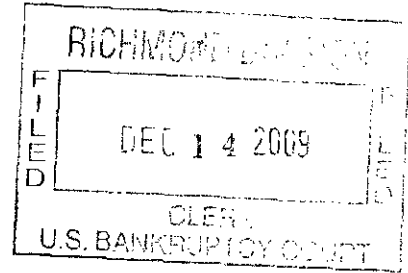
ADDITIONAL SERVICE

- ⑧ TAVENNER & BERAN, PLC 20 N. Eighth St, Second Floor,
Richmond, Va. 23219 (ATTN: Lynn L. Tavenner and Paula S. Beran)
- ⑨ Office of the UNITED STATES TRUSTEE for the Eastern District
of Virginia 701 E Broad St, Suite 4304, Richmond, Va. 23219
(ATTN: ROBERT B. VAN ARSDALE).

EXHIBIT B

EXHIBIT B

BRUCE SENATOR F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, Ca.
93403-8103



UNITED STATES Bankruptcy Court
Eastern District of Virginia
Richmond Division

IN RE:

Circuit City Stores, Inc et al,
Debtors

CHAPTER 11

No. 08-35653 (KRH)

OPPOSITION TO DEBTORS'

BRUCE SENATOR

Creditor and Objector

SIXTIETH OMNIBUS

OBJECTION REGARDING

CLAIM 13082

Hearing Date: DEC. 21, 2009

Time: 10:00 A.M.

JUDGE: KEVIN HUENNEKENS

In the Nov. 19, 2009 filed "NOTICE OF AGENDA OF MATTERS SCHEDULED FOR HEARING ON NOVEMBER 23, 2009 AT 10:00 A.M.", under section IV. CONFIRMATION MATTERS- ADJOURNED, at number 25. It appears BRUCE SENATOR's claim 13082 may be incorrectly listed as an "unsecured claim".

When BRUCE SENATOR paid in full, \$550.00 cash for product (laptop computer) with the contract including a \$150.00 rebate, that is a secured debt, not unsecured.

When BRUCE SENATOR made the contract nothing was stated orally or in writing that the rebate check would 'time-out' in 90 days.

Irregardless of the check timing-out, the debt (from 2006) was secured by the amount of \$150 cash which I paid upon purchase to be rebated later.

DEBTOR'S FRAUDULENT ACTIONS

Long before the creditor filed for bankruptcy protection they could have easily sent a replacement check, or a money order without a time-out provision. But the creditor failed to do so, instead engaging in unlawful "conversion" via fraudulent deceit.

DEBTOR'S COUNSEL'S
FRAUDULENT DECEIT

Upon creditor SENATOR reading in the newspaper about the Circuit City intent to seek bankruptcy and liquidation, he began the search for their corporate address.

In creditor SENATOR'S "OBJECTIONS TO THE
"Plan" For Claim 13082" are included letters to:

(a) Circuit City ATTN: REBATES

8-12-2008, 9-3-2008, 10-8-2008

[see in claim filing as attached]

(b) Legal Counsel

Circuit City Stores, Inc

9954 Mayland Drive

Richmond, VA 23223

1-17-2009, 5-11-2009

[see in claim filing as attached]

Debtor and Debtor's legal counsel acted to engage in fraudulent deceit, refusing to provide bankruptcy filing information nor claim filing information. [SENATOR had to search this out from writing to federal bankruptcy court clerks, who provided case info. and claim forms, But by the time it all arrived, time lapsed for filing.]

LATE CLAIM FILING
DUE TO
DEBTOR'S FRAUD
AND
DEBTOR'S COUNSEL'S FRAUD

We have debtor and debtors counsel clearly engaging in FALSE REPRESENTATION OR FRAUD (11 U.S.C. §523(a)(2)) resulting in Wilful and Malicious Injury (11 U.S.C. §523(a)(6)) in causing what appears to be a late claim filing.

EXCEPTED FROM DISCHARGE

Due to fraud on behalf of the above, the \$150 secured debt owed SENATOR cannot be discharged (11 U.S.C. §523(a)(2)(A))

TREBLE DAMAGE AWARD

SENATOR should be awarded his \$150 plus an additional \$450 in treble damages. (COHEN v de la Cruz (1998) 523 U.S. 213, —, 118 S.Ct. 1212, 1216),

Conclusion

Debtor's ~~STATED~~ OMNIBUS OBJECTION TO
Claims regarding creditor SENATOR's claim
13082 for \$155.00, must be DENIED

Creditor SENATOR's claims:

- (a) Must be held as a secured claim
- (b) Irrespective if secured or unsecured,
it would have been filed timely
if not for fraud by debtor
- (c) Must be paid in full
- (d) Should be eligible for additional
"treble damages" award.

VERIFIED TRUE & CORRECT UNDER PENALTY OF PERJURY:

Nov 24, 2009

Bruce Senator

BRUCE SENATOR F-99302

CREDITOR

ATTACHMENT

CREDITOR SENATOR'S

"PROOF OF CLAIM"

5-18-2009

ATTACHMENT

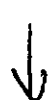
B 10 (Official Form 10) (12/08)

UNITED STATES BANKRUPTCY COURT		PROOF OF CLAIM
Name of Debtor: <u>CIRCUIT CITY STORES, INC.</u>		Case Number: <u>08-35653-KRH</u>
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): <u>BRUCE SENATOR</u>		<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim. Court Claim Number: _____ (If known) Filed on: _____
Name and address where notices should be sent: <u>BRUCE SENATOR F-99302</u> <u>California Men's Colony</u> <u>P.O. Box 8103</u> <u>San Luis Obispo, Ca, 93403-8103</u>		
Telephone number: _____		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars. <input type="checkbox"/> Check this box if you are the debtor or trustee in this case.
Name and address where payment should be sent (if different from above): <u>BRUCE SENATOR</u> <u>C/O NANCY LEE</u> <u>10502 Lampson Ave.</u> <u>Garden Grove, Ca, 92840</u>		
1. Amount of Claim as of Date Case Filed: \$ <u>150.00</u>		5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount. Specify the priority of the claim. <input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507 (a)(4). <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5). <input checked="" type="checkbox"/> Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7). <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8). <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. §507 (a)(). Amount entitled to priority: \$ _____ <small>*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</small>
If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4. If all or part of your claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.		
2. Basis for Claim: <u>REBATE CHECK FOR GOODS PURCHASED, EXPIRED</u> (See instruction #2 on reverse side.)		6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim. 7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain: _____
3. Last four digits of any number by which creditor identifies debtor: _____		
3a. Debtor may have scheduled account as: _____ (See instruction #3a on reverse side.)		
4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: _____ Value of Property: \$ _____ Annual Interest Rate _____ % Amount of arrearage and other charges as of time case filed included in secured claim, if any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____		
Date: <u>5-18-2009</u> Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any. <u>BRUCE SENATOR</u> <u>Bruce Senator</u>		FOR COURT USE ONLY

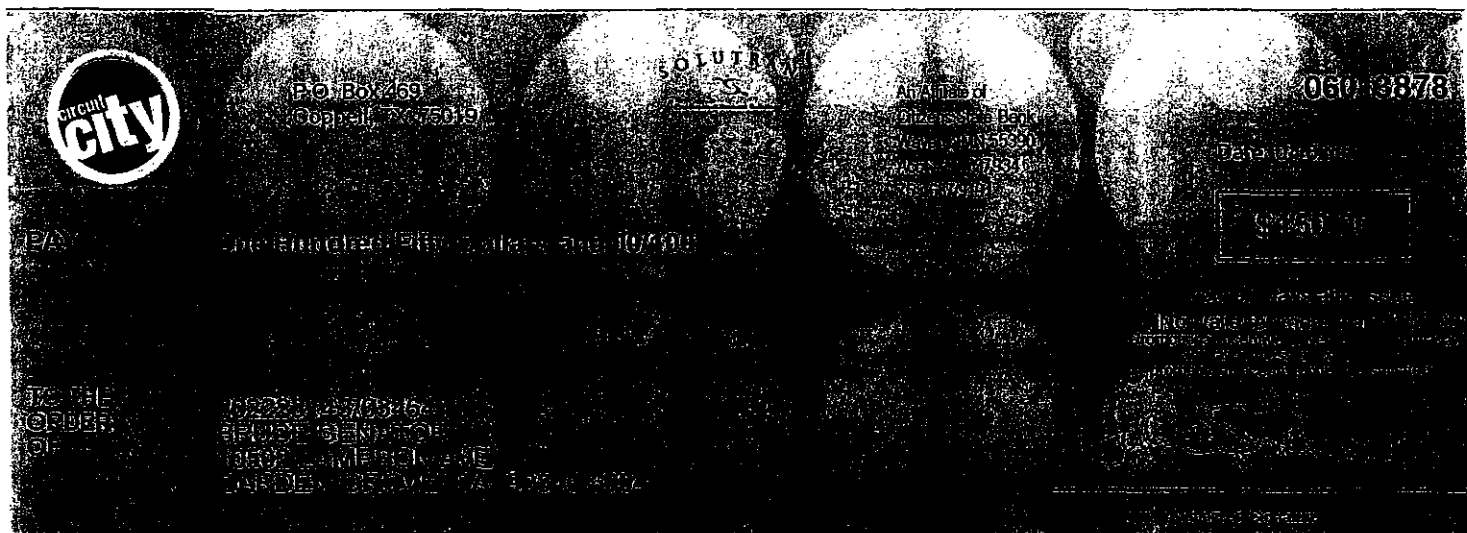
DO NOT ACCEPT THIS CHECK UNLESS YOU SEE A TRUE WATERMARK - HOLD UP TO LIGHT TO

"SAFE" AND "VERIFY FIRST"

MP



Circuit City Stores
check



⑈06013878⑈ ⑆091916873⑆ 737934⑈

Never cashed.
Just found them
recently

May 11, 2009

Bruce Senator F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, CA 93403-8103

LEGAL COUNSEL

- BANKRUPTCY ACTION

Circuit City Stores, Inc.
9954 Mayland Drive
Richmond, VA 23233

RE: REBATE CHECK From Back In The Year 2006
Check #: 06013878
Amount: \$150.00
Other Info: 202223143 / 134647

Dear Counsel,

As I had not heard a word from you I started writing letters to the various federal bankruptcy courts. Finally I was advised by the court in Delaware that your action is filed in Richmond, VA. I have now written to that court seeking forms to file (1) A Creditor Claim, and (2) A Bankruptcy Fraud Claim.

You were STUPID to think I would let you slide by without paying me the \$150.00 you still owe me.

Now, with the FRAUD action I will file, you will NOT be able to get away with paying anything less than the full \$150.

As soon as the clerk of the court responds I will file my action for the claim and the fraud. STUPID!

Thank you,

Bruce Senator

Bruce Senator

January 17, 2009

Bruce Senator F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, CA 93403-0183

LEGAL COUNSEL

Circuit City Stores, Inc.
9954 Mayland Drive
Richmond, VA 23233

RE: REBATE CHECK From Back In The Year 2006
Check #: 06013878
Amount: \$150.00
Other Info: 202223143 / 134647

Dear Legal Counsel,

Attached are copies of letters dated 10/8/2008, 9/3/2008, and 8/2/2008 along with a xerox of the \$150 rebate check in question. The initial check was issued in 2006. I purchased an ACER laptop computer from one of your stores in the San Fernando Valley, possibly in the City of Burbank, in August 2006 or Sept 2006. Shortly afterwards I was arrested and in the end run went to state prison.

The check was reissued to my friend's address in Garden Grove, Calif. as at that time I was in Orange County Jail. Unfortunately, my friend did not deposit the check and that is the status currently.

The \$150 rebate is due, and was due prior to your initial bankruptcy filing and recent decision to liquidate. I have tried to have it reissued but to no avail. Since your offices have not responded, this falls under the FRAUD statutes and thus bankruptcy would not cover you in this instance.

I need to know if you have me listed as a CREDITOR in the bankruptcy filing. If yes, why have I not been served. It comes down to this, either serve me as a CREDITOR or pay me the \$150. Otherwise, I will file a breach of contract/fraud civil suit in California.

Thank you,


Bruce Senator

BRUCE SENATOR P-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, Ca. 93403-8103

10/8/2008

Circuit City

-ATTN: REBATES

P.O. Box 469

Coppell, TX 75019

RE: Check #: 06013878

Amnt: \$150.00

Other INOI: 202223143 / 034642

Ladies and Gentlemen,

On 8-12-2008 I sent a letter to my friend
NANCY LEE to mail to you (copy attached). On
9-3-2008 I wrote inquiring as to if you received
the \$150 rebate check (copy attached).

Failure to receive the check will result in
a civil suit; an unnecessary but costly civil suit.
Bankruptcy will not evade liability as the
issue of fraudulent evasion is not protected.

Please receive as requested to:

BRUCE SENATOR

910 NANCY LEE

10502 Lampson Ave.

Garden Grove, Ca.

92840-5004

Thank You

Bruce Senator

BRUCE QUATOR F-99302
California Men's Colony
P.O. Box 8103
San Luis Obispo, CA 93403-8103

9-3-2008

CIRCUIT CITY

-ATTN: REBATES

P.O. Box 469

Coppell, TX 75019

RE: CHECK #: 06013878

AMOUNT: \$150.00

OTHER INFO: 202223143 / 034647

Ladies and Gentlemen,

Attached is a copy of a letter I mailed to my friend NANCY LEE which was to be forwarded to you for reissuance of the \$150 check, (A copy of which is attached).

Have you reissued the check? It should be pretty easy to Void-Out, Stop, etc. and reissue ... mailing directly to: NANCY LEE

10502 LAMPSON AVE

GARDEN GROVE, CA

92840

Thank You

Bruce Quator

BRUCE SENAKA
C/O NANCY LEE
10502 LARGON AVE
GARDEN GROVE, CA 92840

8-12-2008

Grant City

- ATTN: REBATE CHECKS

P.O. Box 469

Coppell, TX 75019

Ref. Check # 00013878

Amount : \$150.00

OTHER INFO: 202223/43/034692

Ladies and Gentlemen,

The enclosed check for a \$150 rebate was
misplaced, being issued 04/02/07.

It states "Valid 90 days after issue."

Please return as follows:

Bruce Senaka

C/O Nancy Lee

10502 LARGON AVE

GARDEN GROVE, CA 92840

Thank you
Bruce Senaka

MC-030

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): BRUCE SENATOR F-99302 California Men's Colony P.O. Box 8103 San Luis Obispo, Ca. 93403-8103 TELEPHONE NO.: FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): BRUCE SENATOR IN PRO PER		FOR COURT USE ONLY
UNITED STATES BANKRUPTCY COURT STREET ADDRESS: 701 E. BROAD ST., Suite 4000 MAILING ADDRESS: CITY AND ZIP CODE: Richmond, Va. 23219-1888 BRANCH NAME: Eastern District of Virginia		
PLAINTIFF/PETITIONER: IN RE CIRCUIT CITY STORES, INC. DEFENDANT/RESPONDENT:		
DECLARATION		CASE NUMBER: 08-35653-KRH

Circuit City Stores, Inc. filed its petition Nov 10, 2008.
The attached letters go back prior to that time, and a copy of
the \$150 [expired] rebate check goes back to 04/02/07 [2007].

Circuit City has refused for over two years now to reverse
the expired check. Circuit City has refused to list me as a
creditor, nor to even respond to my inquiries and demands.

11

As their actions are an attempt to defraud, and as my
rebate came well over one-year prior to bankruptcy, their
fraud means I must be paid all \$150. Not a penny less.

I had to track down the case by writing to multiple federal
bankruptcy courts. I DEMAND PAYMENT IN FULL.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: May 18, 2009

BRUCE SENATOR

(TYPE OR PRINT NAME)

Bruce Senator

(SIGNATURE OF DECLARANT)

☐ Attorney for ☐ Plaintiff ☐ Petitioner ☐ Defendant
☐ Respondent ☒ Other (Specify): Creditor

VERIFICATION - 446, 2015.5 C.C.P.)

**STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO**

I, the party of the above entitled actions, a citizen of the United States, over the age of eighteen years and a resident of San Luis Obispo County. My current address is:

BRUCE SENATOR, CDCR No.: F-99302
California Men's Colony-West
P.O. Box 8103 / Unit 4 Dorm 23 Bed 254
San Luis Obispo, California 93403-8103

**CERTIFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.
EXECUTED ON 5-18-09, AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.**

PETITIONER (Signature)

MODE OF SERVICE BY MAIL

**STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO**

I, not the party of the above entitled actions, am a citizen of the United States, over the age of eighteen years and a resident of San Luis Obispo County. My current address is:

BRUCE SENATOR, CDCR No.: F-99302
California Men's Colony-West
P.O. Box 8103 / Unit 4 Dorm 23 Bed 254
San Luis Obispo, California 93403-8103

May 19, 2009 I SERVED THE WITHIN Proof of Claim;
DECLARATION;
THE PARTY: ATTACHMENTS

**SAID ACTION, BY PLACING A TRUE COPY THEREOF IN A SEALED ENVELOPE WITH POSTAGE THEREON
PREPAID, IN THE UNITED STATES MAIL AT CALIFORNIA MEN'S COLONY, SAN LUIS OBISPO, CA 93403-8103,
ADDRESS AS FOLLOWS:**

U.S. Bankruptcy Court 201 E. Broad St. #4000 Richmond, Va. 23219

Circuit City Claims Processing, c/o Kuntzman Canyon Consultants LLC
2335 Alaska Ave. El Segundo, Ca. 90245

Gregg M. Galarich SKADDEN ARPS SLATE MEAGHER & FLOM LLP
One Rodney Sq. P.O. Box 636 Wilmington, DE 19899

**CERTIFY (OR DECLARE), UNDER THE PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.
EXECUTED ON 5-19-2009, AT SAN LUIS OBISPO, CALIFORNIA, 93403-8103.**

Bruce Senator
DECLARANT (Signature)

VERIFICATION

I am a party of the above entitled action, or a next-friend petitioner, and over the age of eighteen years. My current address of residence is:

Name: BRUCE SENATOR CDCR #: F99302
Facility: California Men's Colony
Address: P.O. Box 8103
San Luis Obispo, Ca Zip Code: 93403 - 8103

I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT UPON KNOWLEDGE AND BELIEF:

EXECUTED ON 11-24, 2009, AT San Luis Obispo, Ca
(date) (location)

BRUCE SENATOR
(print name)

Bruce Senator
(signature)

PROOF OF SERVICE BY MAIL

I ☒ AM / ☐ AM NOT a party of the above entitled action, and over the age of eighteen years. My current address of residence is:

Name: BRUCE SENATOR CDCR #: F99302
Facility: California Men's Colony
Address: P.O. Box 8103
San Luis Obispo, Ca Zip Code 93403-8103

On 11-26 12-7-2009, 2009 I SERVED VIA U.S. MAIL THE FOLLOWING:

OPPOSITION TO DEBTORS' SIXTH OMNIBUS OBJECTION
REGARDING CLAIM 13082

IN SAID ACTION BY PLACING A TRUE COPY/COPIES IN A SEALED ENVELOPE, WITH POSTAGE PREPAID, UPON THE FOLLOWING PARTIES, INTERESTED PARTIES, REAL PARTIES IN INTEREST:
Clerk of the Bankruptcy Court United States Bankruptcy Court
701 E. Broad St. Rm. 4000 Richmond, Va. 23219

SHADDEN, ARPS, SLATE, MEASWATER, & FLEM LLP One Rodney Sq. P.O. Box 636
Wilmington, DE 19899-0636 (ATTN: Gregg Gularis & Ian Fredericks)

McGUIREWOODS LLP One James Center 901 E. Cary St.
Richmond, Va 23219 (ATTN: Dion Hayes & Douglas Foley)

SHADDEN, ARPS, SLATE, MEASWATER, & FLEM LLP 155 N. WACKED DR.
Chicago, Ill 60606 (ATTN: CHRIS DICKERSON)

** ☐ SEE FOLLOWING PAGE(S) FOR ADDITIONAL SERVICE **

VERIFIED TRUE AND CORRECT UNDER PENALTY OF PERJURY: 11-26, 2009

Bruce Senator
(SIGNATURE OF DECLARANT)

12-7-2009

Senator

VERIFICATION

I am a party of the above entitled action, or a next-friend petitioner, and over the age of eighteen years. My current address of residence is:

Name: BRUCE SENATOR CDCR #: F 99302
Facility: Calif Men's Colony
Address: P.O. Box 8103
San Luis Obispo, Ca Zip Code: 93403 - 8103

I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT UPON KNOWLEDGE AND BELIEF:

EXECUTED ON 2-10, 2010, AT San Luis Obispo, Ca
(date) (location)

BRUCE SENATOR Bruce Senator
(print name) (signature)

PROOF OF SERVICE BY MAIL

I ☒ AM / ☐ AM NOT a party of the above entitled action, and over the age of eighteen years. My current address of residence is:

Name: BRUCE SENATOR CDCR #: F 99302
Facility: Calif Men's Colony
Address: P.O. Box 8103
San Luis Obispo, Ca Zip Code 93403 - 8103

On FEB. 12, 2010 I SERVED VIA U.S. MAIL THE FOLLOWING:

REQUEST TO RECONSIDER THE JANUARY THE JANUARY 23, 2010 ORDER
ON DEBTOR'S SIXTIETH OBVIOUS OBJECTION TO CLAIMS

IN SAID ACTION BY PLACING A TRUE COPY/COPIES IN A SEALED ENVELOPE, WITH POSTAGE PREPAID, UPON THE FOLLOWING PARTIES, INTERESTED PARTIES, REAL PARTIES IN INTEREST:
Hon. Kevin Huanekeus United States Bankruptcy Court Eastern Dist of Virginia
201 E. Broad St. Rm. 5000 Richmond, Va 23219

- ① Circuit City Stores, Inc. P.O. Box 5695 Glen Allen, Va. 23058-5695 (ATTN: MICHELLE MAIER)
- ② SKADDEN ARPS STATE MERRITT & FLOM LLP One Rodney Square P.O. Box 636
- ③ Wilmington, DE 19899-636 (ATTN: Greg Walandi and Ian Fredericks)
- ④ SKADDEN ARPS STATE MERRITT & FLOM LLP 155 N. Wacker Dr. Chicago, IL 60606
- ⑤ (ATTN: Chou Dickerson and Jeeva Kumar)
- ⑥ McGuire Woods LLP One James Center 901 E. Cary St. Richmond, Va 23219
- ⑦ (ATTN: Douglas Foley and Sarah Baehner)
- ⑧ PACHULSKI STARK ZIGAL & JONES LLP 10100 Santa Monica Bl. 11th Fl. Los Angeles, Ca 90067
- ⑨ (ATTN: Jeffrey Korneentz and Stanley Goldich)
- ⑩ PACHULSKI STARK ZIGAL & JONES LLP 780 Third Ave. 36th Fl. New York, NY 10015
- ⑪ (ATTN: Robert Feinstein)

** ☐ SEE FOLLOWING PAGE(S) FOR ADDITIONAL SERVICE **

VERIFIED TRUE AND CORRECT UNDER PENALTY OF PERJURY: FEB. 12, 2010

Bruce Senator
(SIGNATURE OF DECLARANT)

FILING DATE

IS DATE PROVIDED TO
CUSTODIAL AUTHORITY
FOR MAILING

CALIFORNIA	:	U.S. [FEDERAL]
"PRISON-DELIVERY RULE"	:	"PRISON MAILBOX RULE"
	:	
MOORE v. THOMAS (2004)	:	HOUSTON v. LACK (1988)
120 Cal.App 4 th 910	:	485 U.S. 26, 274
	:	
	:	

DATE PROVIDED TO
CUSTODIAL AUTHORITY:

FEB. 12, 2010